

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Hermann Bujard *et al.*

Serial No.: 09/777,317

Filed: February 5, 2001

For: *TETRACYCLINE-REGULATED  
TRANSCRIPTIONAL ACTIVATOR FUSION  
PROTEINS*

Attorney Docket No.: BBI-013C3CN3

Group Art Unit: 1632

Examiner: R. Shukla

RECEIVED  
NOV 1 2 2003  
TECH CENTER 1600/2900

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

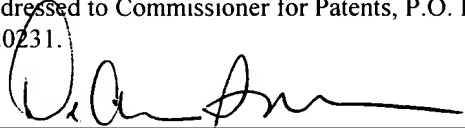
CERTIFICATION UNDER 37 CFR 1.10

Date of Deposit: November 4, 2003

Mailing Label Number: EV 311017597 US

I hereby certify that this 37 CFR 1.53(d) request and the documents referred to therein as enclosed are being deposited with the United States Postal Service on the date indicated above in an envelope as "Express Mail Post Office to Addressee" service under 37 CFR 1.10 and addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, Washington, D.C. 20231.

DeAnn F. Smith, Esq.  
Name of Person Mailing Paper

  
Signature of Person Mailing Paper

AMENDMENT AND RESPONSE

Dear Sir:

This is an amendment and response to the Office Communication mailed from the Patent Office on June 4, 2003 (Paper No. 12). A separate petition for the appropriate extension of time to respond is being filed concurrently herewith. Amendments to the specification are shown on page 2 of this amendment and response. For the convenience of the Examiner, the pending claims are also presented below. Remarks/Arguments begin on page 3 of this paper. Please amend the above-referenced application as follows: